

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

In Re MARK T.HOOFMAN,

Petitioner, as owner of a certain
2001 Sea Doo 10 foot watercraft
with Hull Identification No. ZZN28988L001,

Case No. 1:06-cv-148

Hon. Hugh W. Brenneman, Jr.

v

LINDSAY DAVIS,

Claimant.

THOMAS, DeGROOD & WITENOFF, P.C.
Gregory I. Thomas (P32488)
Attorneys for Petitioner
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Southfield, Michigan 48034
(248) 353-4450

/
NOLAN, NOLAN & SHAFER
Geoffrey T. Nolan (P62957)
Attorney for Claimant Davis
40 Concord Avenue
Muskegon, MI 49442
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JUDGMENT OF EXONERATION

At a session of said court
held at Federal Building,
110 Michigan, N.W.,
Grand Rapids, Michigan, on
October 27, 2006

PRESENT: Honorable Hugh W. Brenneman, Jr., U.S. Magistrate Judge

The court, being advised of the stipulation of counsel, and being otherwise fully advised
in the premises,

IT IS HEREBY ORDERED AND ADJUDGED that Petitioner Mark T. Hoofman, as
it relates to Claimant Lindsay Davis' injuries and damages allegedly resulting from the
August 1, 2003 incident involved in Petitioner's Petition, were not caused by or attributable to
any fault, design, neglect or want of due care on the part of Petitioner Mark Hoofman, and any
and all such damage was occasioned and occurred without Petitioner's privity or knowledge;

IT IS FURTHER ORDERED AND ADJUDGED that, due to the above, the
Petitioner Mark T. Hoofman is not liable to any extent for any loss, damage or injury for any

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claim whatsoever in any way arising out of or in consequence of the incident, and, therefore, is entitled to exoneration;

IT IS FURTHER ORDERED AND ADJUDGED that Petitioner Mark T. Hoofman be and hereby is exonerated;

IT IS FURTHER ORDERED AND ADJUDGED that the Clerk of the Court shall release the \$4,850.00 deposited by Petitioner pursuant to the Order of this Court, with interest, to: Markel American Insurance Company;

IT IS SO ORDERED.

/s/ Hugh W. Brenneman, Jr.
U.S. Magistrate Judge

IT IS SO STIPULATED:

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